

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

ROBERT JOSEPH LUMPKIN,

Plaintiff,

v.

KING COUNTY REGIONAL JUSTICE  
CENTER, *et al.*,

Defendants.

Case No. C13-25-JLR-JPD

REPORT AND RECOMMENDATION

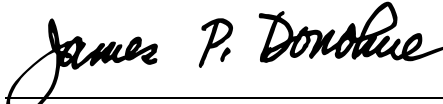
On January 7, 2013, plaintiff Robert Lumpkin submitted to this Court for filing a proposed civil rights complaint together with an application for leave to proceed with this action *in forma pauperis*. (See Dkt. No. 1.) However, plaintiff failed to submit with his application for *in forma pauperis* status a certified copy of his prison trust account statement showing transactions for the last six months. The Clerk therefore sent plaintiff a letter advising him that he would have to pay the filing fee, or correct the deficiency in his application requesting *in forma pauperis* status, on or before February 6, 2013, and that his failure to do so

01 could result in dismissal of this case. (Dkt. No. 3.) The Clerk also sent plaintiff a copy the  
02 appropriate *in forma pauperis* application form. (See Dkt. No. 3.)

03 On January 14, 2013, the Clerk received a letter from plaintiff requesting that he be sent  
04 another application for leave to proceed *in forma pauperis* and another form was mailed to  
05 plaintiff the same date. However, that is the last communication received from plaintiff. To  
06 date, plaintiff has neither paid the filing fee nor corrected the deficiency in his application for  
07 leave to proceed *in forma pauperis*.

08 As plaintiff has had ample time to comply with the filing fee requirement, but has failed  
09 to do so, this Court recommends that the instant action be dismissed without prejudice for  
10 failure to prosecute. A proposed order accompanies this Report and Recommendation.

11 DATED this 2nd day of May, 2013.

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14 JAMES P. DONOHUE  
15 United States Magistrate Judge  
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